

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: <b>Alexander, III et al.</b>	§	Group Art Unit: <b>2191</b>
	§	
Serial No.: <b>10/777,909</b>	§	Examiner: <b>Rampuria, Satish</b>
	§	
Filed: <b>February 12, 2004</b>	§	Attorney Docket No.: <b>AUS920030825US1</b>
	§	
For: <b>Method and Apparatus for Removal of Asynchronous Events in Complex Application Performance Analysis</b>	§	

35525

PATENT TRADEMARK OFFICE  
CUSTOMER NUMBER

**NOTICE OF APPEAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Office Action or Final Office Action dated July 22, 2008 finally rejecting claims 1 and 4-8.

A fee of \$540.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account No. 09-0447. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,

/Theodore D. Fay/

Theodore D. Fay  
Reg. No. 48,504  
Yee & Associates, P.C.  
P.O. Box 802333  
Dallas, TX 75380  
(972) 385-8777  
Attorney for Applicants